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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

L. SEVILLE PARKS,)
Plaintiff,) 03:06-CV-00095-LRH-VPC
v.)
E.K. McDANIEL, et al.,) ORDER
Defendants.)

Presently before the court is the Report and Recommendation of U.S. Magistrate Judge Valerie P. Cooke (# 167¹) entered on August 7, 2007, recommending that Plaintiff's Motion for Summary Judgment (# 108) be denied and Defendants' Motion for Summary Judgment (# 141) be granted. Plaintiff has filed Objections to the Report and Recommendation (## 174, 176) to which Defendants subsequently responded (# 177).

The court has conducted a *de novo* review and has fully considered the objections of Plaintiff, the pleadings and memoranda of the parties, and other relevant matters of record pursuant to 28 U.S.C. § 636(b)(1) and Local Rule IB 3-2. As a result of this review, the court determines that the Magistrate Judge's Report and Recommendation (# 167) should be adopted and accepted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Report and

¹Refers to the court's docket number.

1 Recommendation (# 167) is ADOPTED and ACCEPTED. Plaintiff's Motion for Summary
2 Judgment (# 108) is hereby DENIED. Defendants' Motion for Summary Judgment (# 141) is
3 hereby GRANTED.

4 IT IS SO ORDERED.
5 DATED this 27th day of September, 2007.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE